IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION
SECOND APPEAL NO.163 OF 2004

Maruti Pandu Bhogan & Anr. ...Appellants
Vs.
Monappa Bhujang Karade & Ors. ...Respondents

Shri G.N. Salunke for the Appellant.

CORAM : A. S. OKA, J.
DATE : JULY 20, 2006.

P.C.:

1. Heard the learned counsel appearing for the Appellants who are the original Plaintiff Nos.2 and 3.

2. Suit for perpetual injunction was filed claiming that the original Plaintiffs are in possession of area of 12 acres and 22 gunthas. The Trial Court found that the Plaintiffs were in possession of area of 6 acres on the eastern side out of land bearing survey No.99/4. The decree passed by the Trial Court has been confirmed by the Appellate Court.

3. The courts below have considered the revenue records filed by the parties. The courts below have considered that up to the year 1970-71 entries in revenue records in favour of the Plaintiffs showed

that they were in possession to the extent of 6 acres. After considering the subsequent mutation entries and order passed by the various authorities, findings of fact have been recorded against the Appellants. No interference is called for in the Second Appeal.

Second Appeal is dismissed. No orders as to costs.

JUDGE